

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

JERRY LEON DEES, JR.,

Plaintiff,

V.

**HYUNDAI MOTOR MANUFACTURING
ALABAMA, LLC, and HYUNDAI MOTOR
AMERICA, INC.,**

Defendants.

**CIVIL ACTION NO.:
2:07-cv-00306-MHT-CSC**

**DEFENDANTS' AMENDED MOTION TO CONTINUE AND REQUEST FOR
EXPEDITED TELEPHONE HEARING**

Defendants Hyundai Motor Manufacturing Alabama, LLC and Hyundai Motor America, Inc. (collectively “Defendants”), through undersigned counsel, hereby submit this amendment in order to supplement their currently pending Motion to Continue and Request for Expedited Telephone Hearing (Doc. 135). Defendants further state:

1. Defendants' referenced Motion to Continue was simultaneously filed in both this case and the Gallagher case, pending in the United States District Court for the Northern District of Alabama.

2. At or about 3:21 p.m. on April 1, 2008, the Gallagher Court entered an Order (Docket Text) denying the Defendants' Motion to Continue. A copy of this Order is attached hereto as Exhibit A.

3. Defendants' file this Amendment to ensure that this Court is timely apprised of the Gallagher Court's ruling.

Respectfully submitted this 1st day of April, 2008.

/s/ J. Trent Scofield
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Pro Hac Vice Granted 05/15/07

Attorneys for Defendants Hyundai Motor
Manufacturing Alabama, LLC and
Hyundai Motor America, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 1st day of April, 2008, I electronically filed the foregoing pleading with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: W. Perry Hall, Vincent F. Kilborn, III, David Allen McDonald, Jeffrey Rayborn Sport, Timothy A. Palmer, T. Scott Kelly, and Matthew K. Johnson.

/s/ J. Trent Scofield
OF COUNSEL

6185787.1

EXHIBIT A

Scofield, J. Trent

From: cmecf_ALND@alnd.uscourts.gov
Sent: Tuesday, April 01, 2008 3:21 PM
To: ecfAdmin@alnd.uscourts.gov
Subject: Activity in Case 2:06-cv-00770-CLS Gallagher v. Blue Cross Blue Shield of Alabama, Inc. Order on Motion to Continue

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.
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U.S. District Court

Northern District of Alabama

Notice of Electronic Filing

The following transaction was entered on 4/1/2008 at 3:21 PM CDT and filed on 4/1/2008

Case Name: Gallagher v. Blue Cross Blue Shield of Alabama, Inc.

Case Number: 2:06-cv-770

Filer:

Document Number: No document attached

Docket Text:

ORDER denying [53] Motion to Continue and request for expedited telephonic hearing. This case remains set for trial at 9:00 a.m. on April 14, 2008, in Birmingham, Alabama. Signed by Judge C Lynwood Smith Jr on 004/01/2008. (LCW)

2:06-cv-770 Notice has been electronically mailed to:

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2:06-cv-770 Notice has been delivered by other means to:

4/1/2008